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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/758,769

01/16/2004

L. Scott Humphries

SKY03008

6307

25537 7590 06/11/2009

VERIZON  
PATENT MANAGEMENT GROUP  
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EXAMINER

FRANKLIN, RICHARD B

ART UNIT

PAPER NUMBER

2181

NOTIFICATION DATE

DELIVERY MODE

06/11/2009

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patents@verizon.com

**Supplemental  
Notice of Allowability**

**Application No.**

10/758,769

**Examiner**

RICHARD FRANKLIN

**Applicant(s)**

HUMPHRIES ET AL.

**Art Unit**

2181

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the Appeal Brief filed 5 February 2009.
2. ☒ The allowed claim(s) is/are 1-4,6-11,13-18 and 20-33.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \* Certified copies not received: \_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |   |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application                     |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date ____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date ____     | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                   |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance  |
|  | 9. <input type="checkbox"/> Other ____.   |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

The application has been amended as follows:

- **Please amend paragraph [92] of the original specification to read:**

The following patent applications are incorporated by reference in their entireties: co-pending U.S. Patent Application 10/759406 (Attorney Docket No. 09710-1207) filed January 16, 2004, entitled "Method and System for Scheduling of Data Retrieval from Mobile Telemetry Devices"; co-pending U.S. Patent Application 10/758770 (Attorney Docket No. 09710-1208) filed January 16, 2004, entitled "Method and System for Tracking Mobile Telemetry Devices"; co-pending U.S. Patent Application 10/758769 (Attorney Docket No. 09710-1210) filed January 16, 2004, entitled "Method and System for Mobile Telemetry Device Prioritized Messaging"; co-pending U.S. Patent Application 10/758930 (Attorney Docket No. 09710-1211) filed January 16, 2004, entitled "Method and System for Interfacing with Mobile Telemetry Devices"; co-pending U.S. Patent Application 10/759404 (Attorney Docket No. 09710-1212) filed January 16, 2004, entitled "Method and System for Transmitting Assistance Location Data for Fleet and Asset Management"; co-pending U.S. Patent Application 10/758213 (Attorney Docket No. SKY-03-003) filed January 16, 2004, entitled "Method and System for

Art Unit: 2181

Tracked Device Location and Route Adherence via Geofencing"; and co-pending U.S. Patent Application 10/758199 (Attorney Docket No. SKY-03-009) filed January 16, 2004, entitled "Method and System for Secured Wireless Data Transmission to and from a Remote Device."

#### **DETAILED ACTION**

2. Claims 1 – 4, 6 – 11, 13 – 18, and 20 – 33 are pending.

#### ***Allowable Subject Matter***

3. Claims 1 – 4, 6 – 11, 13 – 18, and 20 – 33 are allowed.
4. The following is an examiner's statement of reasons for allowance:

Please refer to the reasons for allowance provided in the Allowance mailed 07 May 2009.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to RICHARD FRANKLIN whose telephone number is (571)272-0669. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Alford Kindred can be reached on (571) 272-4037. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Richard Franklin  
/RBF/  
Patent Examiner  
Art Unit 2181

/Alford W. Kindred/  
Supervisory Patent Examiner, Art Unit 2181